

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 2, 1961  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

## Roll call:

Present: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Absent: Councilman Perry

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by FATHER JAMES DONNELLY, Dolores Church.

A special ceremony was held, honoring TOM MILLER, Mayor Emeritus, and a presentation of the Texas Distinguished Service Medal, through the Texas Heritage Foundation, was made by CONGRESSMAN HOMER THORNBERRY. MRS. TOM MILLER received the plaque, scroll and medal. DR. A. GARLAND ADAIR, Texas Heritage Foundation, reviewed the significance of the medal which was authorized by the U. S. Congress, August 4, 1955. CONGRESSMAN THORNBERRY paid tribute to MAYOR EMERITUS TOM MILLER as one of the finest friends and greatest patriots he had ever known, and as a man of unlimited resources, great vision, loyalty to America, to the Democratic party, and to his friends; and as a man of great courage, and of devotion to his City, Austin. Congressman Thornberry read two telegrams, one from VICE PRESIDENT JOHNSON, as follows:

"J. Garland Adair  
Care Austin City Council  
Municipal Bldg. 124 West 8th St.  
Austin Tex.

"There is no man who has loved Austin more or done more for the City of Austin than the man you honor tomorrow. He will always be to me and to countless others Mr Mayor, Austin's number one citizen. I am proud to say he has been my staunch friend through the years and I am equally proud of the achievements Austin has enjoyed because of his care and devotion. Please tell Miss Nellie I love her and wish I could be there with her.

"Lyndon B. Johnson"

and one from JUDGE J. J. PICKLE as follows:

"Mayor Lester Palmer  
City Hall Austin Tex  
"

"I regret that I will be out of the City and will miss the presentation of the Distinguished Service Award for Mayor Tom Miller who will always be Austin's No. one citizen.

"J. J. Pickle"

Mr. Adair stated he had a message from SENATOR RALPH YARBOROUGH, and from FORMER VICE PRESIDENT NANCE GARNER. MAYOR PALMER said this was a beautiful tribute to Mayor Emeritus Miller, and the Council by rising vote adopted the following resolution:

(RESOLUTION)

WHEREAS, all of the people of Austin are surrounded by tangible and intangible benefits conferred upon his beloved city by The Honorable Tom Miller; and

WHEREAS, his colleagues and co-workers can never fully express their appreciation for his great life, but are always grateful for all opportunities to manifest their appreciation of our beloved Mayor Emeritus Tom Miller; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Thursday, November 2, 1961, be and the same is hereby specially set apart and designated as

"Tom Miller Day in Austin"

The Council greeted members of the Miller family and friends who came to the Council for this occasion.

Councilman White moved that the Minutes of the Meetings of October 19th and 23, 1961, be approved. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

Councilman White moved that the Council open the hearing on the paving of Algarita Avenue and other streets. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

Councilman White then moved that the hearing be recessed until 11:15 or earlier. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

Councilman White moved that the hearing on the area study of zoning the Ben White Boulevard-Manchaca Road Area, be opened. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

Councilman White then moved the hearing be recessed until 11:20. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

The Council received and opened bids on Contract 89, Low Voltage Distribution Apparatus for Holly Street Power Station No. 2. Following is a tabulation of bids:

BIDDER	Graybar Elec.Co.	Wilson Elec. Equipment Co.	Powell Elec. Mfg. Co.	Westinghouse Electric Corp.
BID BOND	\$15,000	\$15,000	\$15,000	\$15,000
ITEM I Motor Control Centers #21, 22 & 23	\$12,050	\$ 9,542	\$11,946	\$11,467
ITEM II Motor Control Center #24	No Bid	No Bid	\$ 3,052	No Bid
ITEM III Battery Charger	No Bid	No Bid	No Bid	No Bid
ITEM IV Battery Charging Control and D.C. Distribution Switchboard and A.C Distribution Switchboard	\$ 6,007	No Bid	\$ 2,188	\$ 3,180
ITEM V Spare parts for Item IV	\$ 1,005	No Bid	No Bid	\$ 500

	Graybar Elec.Co.	Wilson Elec. Equipment Co.	Powell Elec. Mfg. Co.	Westinghouse Electric Corp.
Escalation	Firm	Firm	Firm	Firm
Drawings	56	21	28	45
Delivery	224	90	100	As required
	\$149.86 spare parts Item I			

The Council referred these bids to the Consulting Engineer, MR. D. N. HIGGINS, Brown & Root, for evaluation and asked him to report next Thursday with his recommendation.

The Council received and opened bids on Contract 91, INTAKE CONCRETE PIPING, for Holly Street Power Station No. 2. There was only one bid received. Mayor Palmer asked the Consulting Engineer, MR. D. N. HIGGINS, Brown & Root, to study this bid to see if it is a good bid and in line, or if it should be submitted again for additional bids. Tabulation as follows:

BIDDER	Bid Bond	Pipe & Fittings	L.S. Escalation	Drawings	Delivery
Gifford-Hill American	\$50,000	\$27,711.05	Firm	14	see letter

Later in the meeting, Mr. Higgins submitted his recommendation, as follows:

"November 2, 1961

"Mr. W. T. Williams, Jr.  
City Manager  
City of Austin  
P. O. Box 1160  
Austin, 64, Texas

"Dear Mr. Williams:

"Brown & Root, Inc., has examined the bids for Contract No. 91, Concrete Intake Piping. The bid submitted by Gifford-Hill-American, Inc., was opened by you at 10:00 A.M., November 2, 1961, in open Council meeting. Lock-Joint, Inc., declined to bid.

"It is noted that the bids for this material are usually submitted by one vendor only for the Austin area. The proximity of the fabrication facilities of Gifford-Hill-American permit a freight differential, which normally gives a price advantage to them.

"The bid submitted is in accord with specifications and the unit prices used

reflect the current market value. We recommend the contract be awarded to Gifford-Hill-American, Inc., for the lump sum of \$27,711.05.

"Very truly yours,  
BROWN & ROOT, INC.  
By s/ D. N. Higgins  
Chief Power Engineer  
APPROVED:  
By s/ D. C. Kinney, Director  
Electric Utility"

Councilman Shanks moved that the contract for concrete intake piping be awarded to GIFFORD-HILL-AMERICAN, INC., for the lump sum of \$27,711.05. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The City Manager read a recommendation from the Consulting Engineer, MR. D. N. HIGGINS, Brown & Root, regarding the bids for Contract No. 78, Combustion Controls, for Holly Street Power Station No. 2, as follows:

"November 2, 1961

"Mr. W. T. Williams, Jr.  
City Manager  
City of Austin  
P. O. Box 1160  
Austin 64, Texas

"Dear Mr. Williams:

"Brown & Root, Inc., has examined the bids for Contract No. 78, Combustion Controls. These were opened by you at 10:00 A.M., October 12, 1961, in open Council Meeting. Bids were submitted by Bailey Meter Company, Hagan Chemicals & Controls, Inc., and Republic Flow Meters Company.

"The proposals are ambiguous, irregular, conditioned and incomplete. They do not permit a proper system evaluation, which can place all vendors on the same basis. It is requested, therefore, that the bids be rejected, and that new proposals be obtained.

"Yours very truly,  
BROWN & ROOT, INC.  
s/ D. N. Higgins  
Chief Power Engineer

"APPROVED:

s/ D. C. Kinney  
Director Electric Utility"

The City Attorney stated the difficulty was not due to specifications, but to the various conditions and alterations made by the bidders. Councilman White moved that the bids be rejected and resubmitted. The motion, seconded by

Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The City Manager read a recommendation from MR. D. N. HIGGINS, JR., Brown & Root, Consulting Engineer, regarding the bids received on Contract 87, Prefabricated Steel Building, for Maintenance Building on Unit No. 2 of the Holly Street Power Station, as follows:

"October 31, 1961

"Mr. W. T. Williams, Jr.  
City Manager  
City of Austin  
P. O. Box 1160  
Austin 64, Texas

"Dear Mr. Williams:

"Brown & Root, Inc., has examined the bids on Contract No. 87, Prefabricated Steel Building, for Maintenance Building on Unit No. 2 of the Holly Street Power Station.

"Bids were submitted by American Steel Building Co., Delta Steel Building Co., V. B. Likins & Associates, Inc., Metallic Building Co., and Steel Products Sales of Texas. These bids were opened by you in open council meeting at 10:00 A.M. October 19, 1961.

"The two low bids were compared and checked. We find that the lowest bid turned in by American Steel Building Company does not meet the requirements of Section 2705 of the Building Code of the City of Austin. This section deals with thickness of materials and calls for a minimum thickness of 1/4 inch on structural steel shapes.

"It is recommended that the contract for this building be awarded to the next low bidder, who meets the Code requirements, the Metallic Building Company for the firm sum of \$38,800.

"Very truly yours,  
s/ D. N. Higgins, Jr.  
Chief Power Engineer  
BROWN & ROOT, INC.  
Approved:  
s/ D. C. Kinney  
Director of Public Utilities  
City of Austin"

Councilman Armstrong moved that the recommendation of Mr. Higgins be accepted and award the bid to METALLIC BUILDING COMPANY for the firm sum of \$38,800. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

MR. D. N. HIGGINS, Brown & Root, reported there was a bid opening on an Air Compressor (Contract No. 88), and this air compressor may or may not be needed, depending on the selection of the Controls, and he recommended not to award this contract until controls were awarded.

The Council greeted and welcomed a class from the UNIVERSITY OF TEXAS JOURNALISM SCHOOL.

MR. C. R. GIBBS, 4512 Caswell Avenue, expressed concern in the paving on East 45 $\frac{1}{2}$  Street, stating when the petition for paving the street was first filed in March of 1960, it was understood that the curbs installed by the property owners were based on a 25' street width. Now, he understood the width had been approved for paving on a 30' street width. He submitted a petition requesting limiting the width to 25' as the two blocks with so few homes handle a minimum of traffic; 400' of curbing has been installed in line with a 25' street and this curbing will have to be removed at city cost if the street is widened; three large pecan trees and other large shade trees would have to be removed, as well as other landscaping, which would be a large financial loss to the owners. The Director of Public Works displayed a strip map, and showed the ones petitioning for a 30' street and those asking for 25'. MISS ANN MALLETT asked that her name be removed from the petition requesting the street to be paved at 30' width, as she did not realize this additional width would take her shade trees. Mr. Gibbs stated the loss of the landscaping and big shade and pecan trees would destroy the appeal of the community. The Mayor stated the Council would check into this again.

Pursuant to published notice thereof, the Mayor opened the hearing on paving Algarita Avenue and other streets. No one appeared to be heard. Mayor Palmer introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE

IMMEDIATELY UPON ITS PASSAGE. (Algarita Avenue and sundry other streets)

The ordinance was read the first time and Councilman Armstrong moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

The ordinance was read the second time and Councilman Armstrong moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

The ordinance was read the third time and Councilman Armstrong moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

The Mayor brought up the following zoning deferred from September 28th:

PLANNING COMMISSION      Ben White Boulevard -  
 AREA STUDY                      Manchaca Road Area

The Council publicly heard the recommendations on the study of zoning the BEN WHITE BOULEVARD-MANCHACA ROAD AREA. The Director of Planning projected on a screen a map showing the area involved, and pointed out the present uses of the areas and the recommendations of the Planning Commission. He said the present commercial uses in the area take up something less than six acres, and the amount of zoning recommended to some commercial classification would be about 20 acres. MAYOR PALMER brought up each section for discussion.

Section 1  
Corner of Ft. View Road & Manchaca Rd.

No one appeared. The Director of Planning said the owner had a flower shop and wanted the property as recommended, from "O" to "LR".

Section 2  
 About 11 lots on Ben White Blvd,  
 Manchaca Road & Fort View, recom-  
 mended to change from "C" to "GR"

No one appeared. The Director of Planning stated no objections

had been raised on this, and the adjacent property owners were in favor of getting the zoning changed back to "GR".

Section 3

An area between Fort View Road and Ben White Boulevard, including about four pieces of land across Russell Drive. Recommended change from "A" to "B".

MR. BUCK SMITH, represented Mr. ROBERT GRAVIS, 4311 Russell Drive. Mrs. Gravis, 4311 Russell Drive, stated since the Boulevard had opened, many commercial businesses have come in on spot zoning and the spot commercials have moved up almost across the street from her. Rent houses are now being prevalent. Traffic with heavy trucks continue all night. She was not satisfied with a "B" zoning, as she stated with the heavy commercial traffic on the Boulevard, that zoning would not help them. She preferred commercial zoning. MR. BUFORD STEWART, part owner and agent for a vacant lot fronting on Ben White Boulevard and going through to Fort View Road, stated he would like to have "LR" or "GR"; that "LR" would be all right with him. MR. WALTER WENDLANDT, owning five tracts of land in this section, asked that instead of the Planning Commission's recommendation of "B", that his property be zoned "GR" or "LR". He did not have immediate plans, and said the Planning Commission had indicated it might consider this zoning later as another application, so he thought his request would be "LR". MR. BUFORD STEWART stated Mr. Blevens had just left, but he wanted his property zoned "Commercial". Mayor Palmer asked if there were a number of people in the area preferring "LR" to "B". Mr. Stewart stated the heavy traffic had eliminated the use for residential, even for apartment houses. He stated Mr. Roy Stewart owned two lots across from Mrs. Gravis that he wanted to have "LR".

Section 4

Four lots on Fort View Road and Valley View (west side). Recommended change from "A" to "LR"

MR. EMMETT SHELTON, represented the four property owners, stating they were in favor of "LR". The people who had homes are all in favor of "LR", and that there were no objections.

Section 5

Two lots on Fort View Road now zoned "GR" (1506-1508 Ft. View Road) Recommended to change from "GR" to "A"

The Director of Planning stated he had no objections or contacts to this roll-back zoning.

Section 6

One big lot on Ft. View Road, now zoned "C". Recommended change from "C" to "GR"

MR. BUCK SMITH representing Mr. CRAWFORD who has operated a grocery

store for about 17 years said he has been paying commercial taxes on this property, and he wants to retain "C" at this time. Since he operates a grocery store, he would like to have "C-1" zoning. Mr. Crawford has no intention of using this for any other than a grocery store. The Director of Planning stated the Commission had tried to establish the area with consistent zoning, which would be "GR". If "C-1" were to be granted, the normal procedure would be to locate it within the building. Mayor Palmer stated as a general rule the Council had been reluctant to roll zoning back.

#### Section 7

Four lots and the City corner lot on Ben White Boulevard & Banister Lane. Recommended change from "A" to "GR"

No one present. The Director of Planning stated there was no opposition at the Board Hearing.

#### Section 8

Three Lots on Ben White Boulevard & Banister Lane. Recommended change from "C" to "GR"

MR. BUCK SMITH represented a property owner whose property just below this property and facing on Banister Lane was being excluded. It was explained this lot would face into a residential area. Mr. Smith said this would be spot zoning inasmuch as he would be surrounded on two sides by "GR", and the property values would be reduced by that.

#### Section 9

Four lots on Ben White Boulevard and Gillis Street. Recommended change from "A" to "GR"

No comments made except by Mr. Buck Smith who said his client, MR. DELMA SPELL, was happy with the recommended "GR".

#### Section 10

Twelve acre tract south of Ben White Boulevard, and east of Russell Drive; and a tract at southwest corner of the Boulevard and Gillis Street. Recommended change from "A" to "GR"

MR. BUCK SMITH said his client Mr. Delma Spell was pleased with the recommended "GR". MR. CHARLES WENDLANDT, stated he and his brother intended to develop a shopping center at the location--the 12.8 acre tract, and "GR" would be compatible with that location. He said they had deeded right-of-way for a 50' street from Clawson Road to Diane Drive.

Section 11

11b - Three lots on Ben White Boulevard from Merle Drive to east of Russell Drive; 11a - Three lots facing on Manchaca Road, south of Service Station. Recommended change from "A" to "IR"

MR. GEORGE MEYER represented property owners who had the property under contract, in the area listed as 11b. No opposition was expressed. Councilman Armstrong moved that the zoning be changed from "A" Residence, First Height and Area, to "IR" Local Retail, First Height and Area, on the following property and that an ordinance be brought in next week to cover:

Property locally known as 4401 Merle Drive; 1701-1813 West Ben White Boulevard, and 4400 and 4401 Russell Drive, two lots fronting 70 feet on the east right-of-way line of Merle Drive; 397 feet on the south right-of-way line of West Ben White Boulevard, and 70 feet on the west right-of-way line of Russell Drive, and one lot fronting 70 feet on the east right-of-way line of Russell Drive and 191 feet on the south right-of-way line of West Ben White Boulevard, same being Lots 8 and 9, Block D, and Lot 1, Block G, Ford Place No. 1.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Absent: Councilman Perry  
Noes: None

Section 12

Three-lot depth (12 lots) from East of Manchaca Road to East of Russell Drive. Recommended change from "A" to "O"

No one appeared. The Director of Planning stated there were no objections in Planning hearings.

MR. JOE PERONNE speaking of his three acre tract between REDD STREET and Ben White Boulevard, stated the Boulevard had made his property undesirable as residential, and he was planning a motel for this tract, and was requesting "GR". (This property was recommended by the Planning Commission to remain "A") He preferred that the "GR" zoning be made at this time. The Director of Planning stated some of the lots in the area had deed restrictions; also any development that comes in other than residential should be watched carefully and controlled possibly by site plan.

MAYOR PALMER asked if there were others to be heard. No one had further comment. He stated the Council would like to drive through the area, checking the maps and reviewing the wishes of the property owners; and try to give an answer on all areas.

MR. C. T. JOHNSON read a statement regarding Civil Defense. In his statement, he suggested that the City build fall-out shelters along boulevards at over passes, at the time the roads were under construction. Also suggested was the building of shelters in Zilker Park, Hancock Park, and Wooldridge Park. The Mayor stated Austin had recognized the Civil Defense Program more than other cities, and compared the budgets--Austin's \$86,000 to other large cities' budgeting \$4,000-\$5,000. He said there was a more realistic approach now than a few months ago, and the City Council was aware of the problems. Councilman Armstrong made a report on their trip recently to observe some of the protection devices of the Government.

The City Manager submitted the following:

"October 27, 1961

"W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M. Friday, October 27, 1961 at the Office of the Director of the Water and Sewer Department for the installation of a 54-inch Water Main from Filter Plant No. 2 to the I. & G.N. Railroad. The bids were publicly opened and read in the Council Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>"Firm</u>	<u>Amount</u>	<u>Working Days</u>
Austin Engineering Company	\$294,732.50	150
Bland Construction Company	299,160.00	180
Glade Construction Company	307,862.50	150
Wagner-Wehmeyer, Incorporated	314,938.75	160
Cole Williams, Incorporated and Stimson Contracting Company	321,865.00	100
H. B. Zachary Company	352,297.50	80

"It is recommended that the contract be awarded to the Austin Engineering Company on their low bid of \$294,732.50, with 150 working days.

"Yours truly,  
s/ Victor R. Schmidt, Jr.  
Superintendent Water Distribution  
s/ Albert R. Davis,  
Director Water and Sewer Department"

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 27, 1961 for the installation of a 54-inch Water Main from Filter Plant No. 2 to the I. & G.N. Railroad; and,

WHEREAS, the bid of Austin Engineering Company in the sum of \$294,732.50 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director, Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Austin Engineering Company in the sum of \$294,732.50 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Austin Engineering Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

No action was taken on awarding contract for furnishing automobile replacement batteries for a 12 months period, and Mayor Palmer asked Councilman Armstrong to discuss these bidding matters with our City Manager.

The City Manager submitted the following:

"November 2, 1961

"To the City Council  
City of Austin, Texas

Re: Completion and Acceptance of Work  
Improving Portions of Certain Streets  
in the City of Austin Being Assessment  
Paving Contract Number 61-A-10

"The work of improving portions of the following named streets in the City of Austin, being Assessment Paving Contract Number 61-A-10, dated May 5, 1961, between the City of Austin and Lee Maners, has been performed and completed by Lee Maners in full compliance with the contract and the plans and specifications therein contained:

<u>"Street</u>	<u>From</u>	<u>To</u>
Ford Street	EPL Bluebonnet Lane	WPL Goodrich Avenue
Manchaca Road	NPL West Ben White Boulevard	SPL South Lamar Boulevard
Prather Lane	Pt. 795' W. of WPL Manchaca Road	WPL Manchaca Road
South First Street	Pt. 25' S. of SPL St. Elmo Road	Pt. 150' S. of SPL West Oltorf Street

"I have inspected, approved, and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

"Respectfully submitted,  
s/ S. Reuben Rountree, Jr.  
Director of Public Works"

Mayor Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING FORD STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY LEE MANERS AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD

OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Arroya Seca)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 29.96 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE S. Q. WHATLEY SURVEY, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 3.122 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY NO. 15, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Councilman Shanks introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 26.49 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the first time and Councilman Shanks moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The City Manager read a letter from MR. IRBY CARRUTH, Austin Public Schools, regarding the Kealing High School construction, and the desirability of vacating Leona Street from Pennsylvania Avenue to Hackberry Street. The City Manager stated this was in the Kealing project, and the closing of this street was part of the project. Mayor Palmer introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING TO PUBLIC TRAVEL 5,334 SQUARE FEET OF LAND, SAME BEING OUT OF AND A PART OF THAT CERTAIN STREET IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, KNOWN AS LEONA STREET; RETAINING AN EASEMENT FOR PUBLIC UTILITY PURPOSES IN, UPON AND ACROSS THE ENTIRE TRACT OF LAND; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Armstrong moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the second time and Councilman Armstrong moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The ordinance was read the third time and Councilman Armstrong moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the north side of Manor Road as a private gasoline plant consisting of one, 1000 gallon tank and three electric pumps for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by the City of Austin on which the Municipal Airport is located and hereby authorizes the said Braniff Airways to operate a private gasoline plant consisting of one, 1000 gallon tank and three electric pumps for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and

proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Braniff Airways has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
October 26, 1961

"W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Braniff Airways, by their agent, R.B. Holmes, for permission to operate a private gasoline plant consisting of one, 1000 gallon underground tank and three electric pumps for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the north side of Manor Road, which property is designated as a tract of land which is owned by the City of Austin on which the Municipal Airport is located, and locally known as 3600 Manor Road.

"This property is located in A Residential District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully,  
s/ Dick T. Jordan  
Building Official"

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

Councilman Shanks moved that MR. JOHN REED be appointed to the vacancy on the Solicitation Board for a term to extend to November 5, 1962. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Council had the request of MR. CHARLES N. AVERY, JR., that the Council reset the tax appeal hearing on AUSTIN BAKING COMPANY, 5800 Airport Boulevard at some other time past November 15th. The Mayor asked that Mr. Avery let the Council know when it would be convenient for him to present the tax appeal.

The City Manager stated the Director of Public Works had a report to make on paving of Morningside Drive from the West side of Lamar. The Director of Public Works stated the 44th Street paving was for a 30' street. The property owners on Morningside Drive want to pave part of the street, and he had proposed that they pay for all the paving, curb and gutter, and this could be added on to the 44th Street contract. The property owners request that a lay-down curb be put on the east side of the north half of Morningside Drive. It was stated no vote was necessary that the paving could be added to the 44th Street contract.

The Director of Public Works stated he had field notes and maps necessary to discuss the extension of Stratford Drive. The Mayor asked the Council if it were agreeable for him and Councilman Armstrong to contact the University officials about this and the Council members agreed. The Mayor asked that an appointment be set up with the University as soon as possible.

The Council recessed until 3:00 P.M.

RECESSED MEETING

3:00 P.M.

At 3:00 P.M. the Council resumed its business.

The Mayor announced this time had been set to hear a group of merchants discuss the Sunday Closing law. MR. MINOR stated the group was a representation of all the merchants in town--in down-town and in the outlying shopping centers--who were asking that the Sunday closing laws be enforced. He said MR RICHARD CRAIG would represent them on the legal implications. MR. CRAIG distributed copies of S.B. 35 regarding the Sunday Closing Laws and said there was no criticism on any part of the law enforcement, but the group was here to assure the Council, City Attorney, Chief Miles and Police Department that it is supporting their efforts toward good law enforcement. Mr. Craig discussed the new law in detail, and stated again the reason for their being present was to express to the Council and officials they will have their unqualified support of sound, vigorous law enforcement; and that publicity would be given so the public would be well informed. COUNCILMAN SHANKS suggested that Mr. Craig, representing the

down-town merchants, and the City Attorney get together and come up with some recommendations. After much discussion, Councilman Armstrong moved that the City sustain the Law (Sunday closing law) as passed by the Legislature. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
 Noes: None  
 Absent: Councilman Perry

MR. TRUEMAN O'QUINN, representing SHOPPERS' WORLD 1960 tax situation, stated Shoppers' World had made a rendition based on what their books showed, for 1960, and they tendered their money for the taxes which they thought should be paid, but the Tax Collector declined to accept the check. In 1961, Shoppers' World was asked to furnish certain data by a Certified Public Accountant, which they did. In August, the Council asked that figures be furnished for the year 1960 and 1961. Mr. O'Quinn distributed copies to the Council, as follows:

"October 3, 1961

"Proposed Settlement of the Shoppers World, Inc. Assessment for the Year 1960

"Inventory at cost December 31, 1959	\$64,390.00		
Plus freight (.070974%)	4,570.00	\$68,960.00	
Plus markdowns at retail (.20464%)		13,177.00	
Plus shrinkage at retail (.12367%)		7,963.00	\$ 90,100.00

"Leased Departments:

Fashion Thimble - Shoes

Inventory as rendered		\$ 5,887.49	
Plus freight (.070974%)		417.88	
Plus markdowns at retail (.20464%)		1,204.82	
Plus shrinkage at retail (.12367%)		728.11	\$ 8,238.30

Confection Cabinet - Fountain

Inventory as rendered		\$ 707.30	
Plus freight (.070974%)		50.20	
Plus markdowns at retail (.20464%)		144.74	
Plus shrinkage at retail (.12367%)		87.47	\$ 989.71

Giant Value - Hardware

Inventory as rendered		\$14,684.69	
Plus freight (.070974%)		1,042.23	
Plus markdowns at retail (.20464%)		3,005.07	
Plus shrinkage at retail (.12367%)		1,816.06	\$ 20,548.05

O'Connor Millinery - Hats

Inventory as rendered		\$ 79.00	
Plus freight (.070974%)		5.61	
Plus markdowns at retail (.20464%)		16.17	
Plus shrinkage at retail (.12367%)		9.77	\$ 110.55

Furniture Leased - Furniture

Inventory as rendered		\$ 4,445.91	
Plus freight (.070974%)		315.54	
Plus markdown at retail (.20464%)		909.81	
Plus shrinkage at retail (.12367%)		549.83	\$ 6,221.09

"Total full cost of all departments December 31, 1959		\$126,207.70	
Less 8.81% equalization factor, or 91.19%		115,088.80	
Assessed at 75%		86,320.00	
Assessed Value previously established		150,560.00	

Mr. O'Quinn stated the Tax Official and the Board of Equalization applied a certain formula to those figures, adding the shrinkage back in, and subtracting the freight. The Council studied the figures and made several notations and made inquiries. Councilman Armstrong inquired about the interest and penalty. The City Attorney stated the 1960 case had been disposed of, and the interest and penalty would apply from the date the Council disposed of the appeal. Councilman White asked Mr. O'Quinn if the statement "Proposed Settlement of the Shoppers World, Inc., Assessment for the year 1960", were acceptable. Mr. O'Quinn stated it was. Mayor Palmer asked Mr. O'Quinn to check with the City Attorney, and stated the Council could not waive any interest and penalty.

MR. O'KEIFF, representing himself and MR. LOUIS F. MARCRUM of Lubbock, asked to be granted a franchise by the City to place on a number of city properties at controlled locations, including a number of bus stops, a very expensive deluxe type of bench, and stated his proposal to furnish proper liability and to pay a certain percentage of the gross amount of money collected from the advertisers. The City Attorney explained the Council may not grant a franchise except for public utilities; and in his opinion this advertising was not a utility. The Mayor said he did not believe Mr. O'Keiff could put this type of investment in without some kind of protection; and if it ever could be worked out some way other than by a franchise, the local people would have to be considered. The Mayor asked if each member of the Council felt since a franchise could not be given, that the Council take no action, and the members agreed. MAYOR PALMER told Mr. O'Keiff that the Council could not grant the request.

The City Manager read the provisions of a contract worked up for the golf manager. The contract provides the manager will hire an assistant at his own expense; the City will pay the Manager \$450 base salary per month, and he will retain 90% gross sales on golf equipment, and all of the money taken from rental of golf-carts, the storage of golf equipment, and the golf instructions. The City would reserve the right of food, drinks, and tobacco concessions through the use of coin operated vending machines. The green fees would be collected by the manager and all of the green fees would be paid to the City along with the 10% on sales of golf merchandise. The manager will pay the electric bills, for charging batteries on the carts. Discussion was held on the City's requiring a percentage of the golf-cart rentals when the contract is reviewed next year. Mayor Palmer stated the golf manager would be an employee of the City and under direction of a Department Head of the City. Councilman Armstrong moved that the City Manager be authorized to enter into the agreement with MR. GEORGE E. HANNON. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

Councilman Shanks moved that the Christmas lights be strung before Thanksgiving (November 23rd) instead of December 1st. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Superintendent of the Sewage Disposal Plant explained the need of two chlorine machines, and stated only three manufacturers made these machines; and out of those three, only two could meet the City's specifications. After discussion, Councilman Shanks moved that the City Manager be authorized to advertise for bids on these two chlorine machines. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Superintendent of the Sewage Disposal Plant reported on a proposal he had regarding the fantastic number of fish in the sludge ponds. The Council was interested in his investigating his proposal further.

The City Manager stated in regard to the employment of the Architect to design the golf course, the Architect would make the design for \$5,000, and he wants to know if the Council wants him to do full time supervision of the contract, doing the work at \$600 a month, or part time architectural supervision for \$30.00 a day plus expense. Also if the city wanted to do the work and hire the personnel and equipment, he would work as foreman on the job for \$600 a month. The City Manager wanted to know the wishes of the Council so the Architect could schedule his time during construction. Councilman Shanks stated he thought it would be to the benefit of the City to have the architect here to do the work. Mayor Palmer suggested letting the architect do the design work, and then take bids on the equipment to be rented, and find out about the personnel, and ask the architect to supervise the work. The City Manager stated it was necessary to decide on the timing. Mayor Palmer suggested that the timing of the work be postponed until next week.

Regarding the construction of the golf course, the City Manager listed the estimated costs for the Club House, the building of the course, and the sprinkler system, shed for equipment, etc., and he explained the manner of financing--proceeds from the sale of the Berkman tract particularly, and from the proceeds from the Hancock tract. He stated in order to get the golf course ready, it was necessary now to go on with the design and construction.

The Council discussed the acquisition of the eight tracts of land needed for the airport activities. The City Attorney listed the eight tracts now under consideration. He suggested that the Council adopt for the purchase of these properties, a uniform policy until the City Manager is advised differently, that the City Manager would be authorized to buy on the basis of an average between an independent appraiser and the Tax Department appraiser. After discussion, Councilman Shanks moved that the Council establish such a policy with two independent appraisers and the Tax Department appraiser. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The City Attorney discussed the Tennison property, and listed the appraisals made by the Tax Department, by an independent appraiser, and the amount Mr. Tennison wanted. The City Attorney took an average, and asked for authorization to offer that amount to Mr. Tennison. The Council informally agreed. (2206 Lovell Drive)

The City Attorney gave a resume' of the developments and sale of property owned by Mr. F. O. Cullen, in that he wanted to sell the west half of his property for 14¢ a square foot. The Planning Department pointed out there was a 190' cross-town thoroughfare (Barton Skyway) going through the property. Mr. Cullen and the purchaser of the property agreed they would sell the right-of-way at the same price per square foot which had been previously agreed upon. The City Attorney asked for authorization to purchase this at 14¢ a square foot, which would be about \$3,200; and then that authority be given to exchange some property on the front of Mr. Cullen's property for some on the rear. Councilman Shanks moved since it had been presented to the Council that Mr. Frank Cullen was satisfied, that the City Manager be instructed to purchase the right-of-way for \$3,200. (Property on Barton Skyway) (2901 Manchaca Road) The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

MAYOR PALMER asked the Council if it were their thought that the Carl Schmidt property should be acquired, and the members stated it was.

The Council discussed the Berkman Tract as to newly proposed planning and development. The Council had before it a map showing some rearrangements made on the tract.

Councilman White moved that the zoning of the property of MRS. F. W. KING, "the remaining 1.75 acres of land out of an original 2 acres of land, part of the T. J. Chambers Survey, fronting on Old Bull Creek Road..." (now 5406-5416 Parkcrest Drive) from Interim "A" Residence to "C" Commercial (part of Area 6), be referred back to the Planning Commission. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

There being no further business, Councilman Armstrong moved that the Council adjourn. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Absent: Councilman Perry

The Council adjourned at 7:24 P.M., subject to the call of the Mayor.

APPROVED

Luigi E. Palmieri  
Mayor

ATTEST:

Elise Hoosley  
City Clerk